

BEFORE
THE PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA
DOCKET NO. 2019-91-T

IN RE:	Petition of the Office of Regulatory Staff to Revoke Certificates of Public Convenience and Necessity of Certain Motor Carriers for Non-Payment of Decal Fees)))))))	PETITION FOR REVOCATION OF CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF CERTAIN MOTOR CARRIERS
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The South Carolina Office of Regulatory Staff ("ORS"), by filing this petition, would respectfully show and request of the Public Service Commission of South Carolina ("Commission"):

1. That the Commission is a state agency constituted pursuant to the laws of the State of South Carolina with its business offices located in Columbia, South Carolina; that the Commission is responsible for the regulation of motor vehicle carriers operating for compensation as set forth in S.C. Code Ann. § 58-23-10 *et seq.* (2015 and Supp. 2015); that ORS is charged with the duty to protect the public interest pursuant to S.C. Code Ann. § 58-4-10 *et seq.* (2015 and Supp. 2015).

2. That the companies listed in Exhibit A have been approved by the Commission and certified by the ORS to operate as "motor vehicle carriers" as defined in S.C. Code Ann. § 58-23-10(4) (2015) in that they own, control, operate, or manage motor propelled vehicles, not usually operated on or over rails, used in the business of transporting persons or property for compensation over improved public highways in this state.

3. That the companies listed in Exhibit A, each having applied for and having an Order from the Commission to receive a Certificate of Public Convenience and Necessity ("PC&N") to operate a motor vehicle carrier as defined in S.C. Code Ann. § 58-23-10(4) (2015), have submitted to the jurisdiction of the Commission by holding said Certificate PC&N, and are therefore subject to the jurisdiction of this

Commission pursuant to S.C. Code Ann. § 58-23-1010 *et seq.* (2015 and Supp. 2015). See Exhibit A, Carriers Out of Compliance for Non-Payment of Decal Fees.

4. That the companies listed in Exhibit A, prior to receiving their Certificate of PC&N, were each found to be fit, willing and able to operate as a motor carrier by the Commission; from our understanding that in obtaining such authority the companies certified they are “familiar with all statutes and regulations, including safety regulations, governing for-hire motor carrier operations in South Carolina and agree to operate in compliance with these statutes and regulations.” 10 S.C. Code Ann. Regs. 103-133(4)(a) (2012).

5. That, “[a] holder of a certificate A, B, or C with less than twenty vehicles must semiannually on or before January first and July first of each year pay to the Office of Regulatory Staff the following fees: for vehicles weighing not more than two thousand pounds, seven dollars and fifty cents; and for vehicles weighing in excess of two thousand pounds, seven dollars and fifty cents for the first two thousand pounds and two dollars and fifty cents additional for each additional five hundred pounds or part thereof of weight, except that the total license fee may not exceed fifty dollars per vehicle semiannually.” S.C. Code Ann. § 58-23-560 (2015) (emphasis added).

6. That, pursuant to S.C. Code Ann. § 58-4-10 *et seq.* (2015 and Supp. 2015), beginning January 1, 2005, ORS must represent the public interest of South Carolina before the Commission and has authority to enforce collection of such fees.

7. That the companies listed in Exhibit A are subject to the fees listed in S. C. Code Ann. § 58-23-560 (2015) and have failed to pay fees that were due on or before January 1, 2019, and therefore, are not in compliance with Commission statutes governing the regulation of motor carriers. See Exhibit B, Affidavit of Carole Chauvin.

8. That “[t]he commission may at any time, after notice and opportunity to be heard, suspend, revoke, alter, or amend any certificate, if it shall be made to appear that the holder has willfully violated or refused to observe orders, rules, or regulations prescribed by the commission, provisions of the Motor Vehicle Carrier Law, or any other law of this State regulating motor carriers for hire and applicable to the

holder of such certificate, or, if, in the opinion of the commission, the motor carrier holding a Certificate of PC&N is not furnishing adequate service or it is no longer compatible with the public interest to continue said certificate in force, or, if in the opinion of the commission, the motor carrier holding a Certificate of FWA is no longer furnishing adequate service, or said carrier no longer meets the fit, willing, and able criteria..." 10 S.C. Code Ann. Regs. 103-240 (2012).

9. That "[t]he commission may, after a hearing, order the suspension, revocation, alteration, or amendment of any certificate issued pursuant to Articles 1 through 11 of this chapter, if it is proved that the holder of the certificate wilfully made any misrepresentation of a material fact in obtaining his certificate or wilfully violated or refused to observe the laws of this State touching motor vehicle carriers or wilfully violated any of the terms of his certificate or of the commission's proper orders, rules or regulations. But the holder of the certificate has the right of appeal to any court of competent jurisdiction. The commission must not be a party to any appeal." S.C. Code Ann. § 58-23-320 (2015).

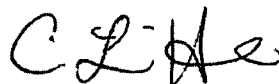
10. That the information listed in Exhibit A is the mailing address for each carrier on file with the Commission and ORS and the information listed in Exhibit A was provided by each carrier listed in Exhibit A. See Exhibit A, Carriers Out of Compliance for Non-Payment of Decal Fees. See Exhibit B, Affidavit of Carole Chauvin.

WHEREFORE, ORS respectfully requests that the Honorable Commission:

1. Provide for the opportunity by the carrier to respond to the allegations of this Petition within (30) days from the date of the receipt of this Petition;
2. Schedule and conduct a formal administrative hearing as soon as practicable to address disputed issues of fact and law regarding the Certificates of PC&N of the carriers listed in Exhibit A, which ORS seeks to have revoked by the Commission in this action pursuant to 10 S.C. Code Ann. Regs. 103-240 (2012) and S.C. Code Ann. § 58-23-320 (2015);
3. Following the formal administrative hearing, immediately rule to revoke the Certificates of those motor carriers listed in Exhibit A in accordance with the authority provided to the

Commission under 10 S.C. Code Ann. Regs. 103-240 (2012) and S.C. Code Ann. § 58-23-320 (2015) and thereafter immediately enter a final Order; and,

4. For other appropriate action which the Commission may deem necessary.



C. Lessie Hammonds, Esquire
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March 6, 2019
Columbia, South Carolina

Exhibit A - Carriers Out of Compliance for Non-Payment of Decal Fees

March 6, 2019

Docket No. _____

EXHIBIT A

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No.	Docket #	Cert Type	NAME	DBA	ADDRESS	CITY	STATE	ZIP CODE
1	2018-174-T	Class C Charter	A. Best Enterprises LLC	Columbia, SC Charter Service	205 Summit Ridge Cir	Columbia	SC	29229
2	2016-388-T	Class C Taxi	A.Q. Stevenson	A.Q. Taxi Service	1015 Nellie St	Florence	SC	29505
3	2014-331-T	Class C Charter	AA Greenville Transportation LLC		144 Montague Dr	Greenville	SC	29617
4	1998-573-T	Class C Charter	AAA A-1 Airport Limo Shuttle, LLC		PO Box 60489	North Charleston	SC	29419
5	2011-368-T	Class C Taxi	Aiken Taxi Transport, LLC		310 Beaufort St NE	Aiken	SC	29801
6	2002-99-T	Class C Charter	American Limousine, LLC		PO Box 19221	Charlotte	NC	28219
7	2018-215-T	Class C Non-Emer	Beckon of Hope, LLC		1050 Forbes Rd	Fort Mill	SC	29707
8	2015-43-T	Class C Charter	Carolina Shuttle Service LLC		PO Box 370	Fort Mill	SC	29716
9	2018-195-T	Class C Taxi	Casper Rides LLC		111 Brockman Dr	Mauldin	SC	29662
10	2015-414-T	Class C Taxi	Charleston Downtown Taxi, LLC		PO Box 12880	Charleston	SC	29422
11	2010-398-T	Class C Charter	Charleston Style Limo Service, LLC		PO Box 20213	Charleston	SC	29413
12	2015-151-T	Class C Charter	Charleston Town Car LLC		395 Fern House Walk	Mt. Pleasant	SC	29484
13	2016-393-T	Class C Taxi	Christopher Valentine	Val's Trans	PO Box 3452	Myrtle Beach	SC	29578
14	2013-231-T	Class C Non-Emer	Coastal Medical Transport, LLC		PO Box 51387	Myrtle Beach	SC	29579
15	2016-24-T	Class C Non-Emer	Community Transit Care LLC		726C N Maple St	Pageland	SC	29728
16	2015-405-T	Class C Taxi	Connie F. Mitchell		2037 Rolling Hills Rd	Columbia	SC	29210
17	1999-226-T	Class C Charter	Crystal Transportation, LLC		11 Martin Luther King Blvd.	Charleston	SC	29407
18	2011-393-T	Class C Taxi	E Z Cabs, LLC		1219 Lexi Lane	Myrtle Beach	SC	29577
19	2011-182-T	Class C Non-Emer	Elite National Transportation Service, LLC		623 Garden Hills Dr	Florence	SC	29505
20	2014-79-T	Class C Charter	ELMS Limousine, LLC		5446 Rosebank Rd	Wadmalaw Island	SC	29487
21	2011-260-T	Class C Taxi	Eric K. Wilson		601 S Graham St	Florence	SC	29501
22	2013-278-T	Class C Taxi	Folly Beach Cab Co. LLC		PO Box 1982	Folly Beach	SC	29439
23	2017-266-T	Class C Non-Emer	Foothills Medi-Transport L.L.C.		101 McCoy St	Easley	SC	29640
24	2007-7-T	Class C Taxi	Francis B. Mills	Alpha & Omega Taxi Service	201 O'Shields St	Union	SC	29379
25	2015-312-T	Class C Taxi	George Wheeler		3216 Bermuda Ridge Ct	Mullins	SC	29574
26	2012-247-T	Class C Charter	Grace Limousine Inc.		2218 Iowa St	Savannah	GA	31404
27	2016-145-T	Class C Taxi	Harry T. Chatman, Sr.	Chatman Luxury Cab	7032 Claudia Dr	Columbia	SC	29223
28	2013-420-T	Class C Charter	HHM Enterprises, LLC		311 N Jackson St	Kingstree	SC	29556
29	2016-260-T	Class C Non-Emer	Hudson Care Transportation, "LLC"		PO Box 998	Blythewood	SC	29016
30	2012-41-T	Class C Charter	Jane Bamwell	Bamwell Taxi & Limo Service	5747 Hwy 162	Hollywood	SC	29449
31	2018-23-T	Class C Non-Emer	Jeromy Moses		3726 Beckford St	Florence	SC	29501
32	2015-120-T	Class C Taxi	John Duncan		213 W. White St	Rock Hill	SC	29730
33	2016-127-T	Class C Charter	KAB Entertainment LLC	Carolina Party Bus	326 Mount Valley Rd	Blythewood	SC	29016
34	2004-132-T	Class C Taxi	Khalifa G. Idrissi	Carolina Cab	429 West Perry Rd	Myrtle Beach	SC	29579
35	2014-240-T	Class C Charter	Kidz Kab, LLC		524 Townes Rd	Columbia	SC	29210
36	2010-30-T	Class C Charter	LaJuana A. Pinckney	Columbia Shuttle Service	132 Green Springs Ct	Columbia	SC	29223
37	2011-152-T	Class C Taxi	Lewis & Lewis Transportation Services, LLC		PO Box 427	Summerville	SC	29484
38	2017-114-T	Class C Charter	Lou Ellen Warren	Luxury Limousine Transportation	990 Malone Ferguson Rd	Gamett	SC	29922
39	2010-324-T	Class C Taxi	Maebelle Smith	Paradise Luxury Taxi	4937 Nesbit Ave	N Charleston	SC	29405
40	2010-26-T	Class C Charter	Merit Transport, Inc.		PO Box 2249	Myrtle Beach	SC	29578
41	2013-30-T	Class C Taxi	Mezo, LLC	Mezo Transportation & Taxi	5820 Murray Dr #A32	Hanahan	SC	29410
42	2017-97-T	Class C Taxi	Michael J. Kordusky	Top Taxi	2225 Essex Dr Apt E	Myrtle Beach	SC	29575
43	2016-18-T	Class C Taxi	Michael Powers	Big Mike's	PO Box 6792	Myrtle Beach	SC	29572
44	2018-152-T	Class C Taxi	Mohamed Ali	Champion Transportation	4541 Rivers Ave	North Charleston	SC	29405
45	2014-229-T	Class C Non-Emer	MXM Investments, LLC		107 Jeffrey St	Darlington	SC	29532
46	2018-277-T	Class C Non-Emer	New Hope Adult Day Services, LLC		1214 New Hope Rd	Anderson	SC	29625
47	2012-292-T	Class C Non-Emer	OnTime Transport LLC		2851 Pelham Ct	Orangeburg	SC	29118
48	2017-240-T	Class C Non-Emer	Patient Transportation Services LLC		9789 Charlotte Hwy Ste 400 #174	Fort Mill	SC	29707
49	2017-307-T	Class C Taxi	Patty Sweetenburg	Faith Taxi Service	1301 S 5th St Apt B4	Hartsville	SC	29550
50	2002-330-T	Class C Taxi	Petra Qendro		713 63rd Ave N	Myrtle Beach	SC	29572
51	2018-234-T	Class C Non-Emer	Quincy Singletary	Singletary Transportation Services	36 Hayes Ln	Kingstree	SC	29556

Exhibit A - Carriers Out of Compliance for Non-Payment of Decal Fees
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52	2001-175-T	Class C Non-Emer	QZO, Inc.	Palmetto Ambulance Service	1809 Gordon Hwy	Augusta	GA	30904
53	2012-418-T	Class C Non-Emer	R and E Medical Transportation, LLC		9 Carson Dr	Charleston	SC	29407
54	2017-375-T	Class C Taxi	Randolph A. Robinson		712 N Bradford St	Florence	SC	29506
55	2003-99-T	Class C Taxi	Robert Brandt	Waterway Taxi	1007 Hazelnut Ridge Rd	Myrtle Beach	SC	29588
56	2009-346-T	Class C Taxi	Robert Jones		2105 Kentworth Dr	Florence	SC	29505
57	2008-346-T	Class C Taxi	Robert W. Carroll	City Cab	9430 Leeds Circle	Myrtle Beach	SC	29588
58	2014-448-T	Class C Taxi	Rowland Senior Services, LLC		25 Maplewood Dr	Sumter	SC	29150
59	2011-407-T	Class C Non-Emer	RS Investments of Florence, LLC	RS Transport	1685 Reedroman Rd	Sumter	SC	29153
60	2012-169-T	Class C Charter	S & R Transportation, LLC		1108 3rd Ave S	Myrtle Beach	SC	29577
61	2017-276-T	Class C Non-Emer	Sacred Heart Transit LLC		515 Broad St Ste 104	Sumter	SC	29150
62	1998-164-T	Class C Charter	Salbo Enterprises, Inc.	Limo Scene	152 Clovis Circle	Myrtle Beach	SC	29579
63	2005-51-T	Class C Non-Emer	Sandhills Ambulance Service, Inc.		PO Box 938	Cheraw	SC	29520
64	2003-350-T	Class C Taxi	Shirley Baskins	City Cab	986A Park Rd	Cassatt	SC	29032
65	2008-73-T	Class C Charter	Shuttle Etc., LLC		303 Elliot Dr	Ladson	SC	29456
66	2015-104-T	Class C Charter	The Southern Elite Limousine and Chauffering, LLC		1622 Old Two Notch Rd	Lexington	SC	29073
67	2009-13-T	Class C Taxi	Tonya R. Johnson		1015 W. Darlington St.	Florence	SC	29501
68	2018-65-T	Class C Charter	Uncle Marty Transportation (UMT) LLC		311 Danby Woods Ct	Summerville	SC	29485
69	2015-285-T	Class C Charter	USA Airport Transportation LLC		102 Riverbreeze Rd	Greenville	SC	29611
70	2007-92-T	Class C Taxi	Viktar Kleuchenia	Imperial Cab	PO Box 2671	Myrtle Beach	SC	29578
71	1995-223-T	Class C Taxi	William Brightharp		341 Woodview Ave	Spartanburg	SC	29306
72	2014-230-T	Class C Taxi	Yahya Abdussabur		107 Loblolly Dr	Moncks Corner	SC	29461
73	2010-93-T	Class C Taxi	Yellow-Deluxe Cab Co. LLC		359 Whitney Rd Ste 11	Spartanburg	SC	29303
74	2017-94-T	Class C Taxi	Zion Taxi LLC		5730 Highway 707 Lot 65	Myrtle Beach	SC	29588

EXHIBIT B**BEFORE****THE PUBLIC SERVICE COMMISSION****OF SOUTH CAROLINA****DOCKET NO. _____****March 6, 2019**

IN RE: Petition of the Office of Regulatory Staff to Revoke
 Certificates of Public Convenience and Necessity of
 Certain Motor Carriers for Non-Payment of Decal
 Fees

**AFFIDAVIT OF
 CAROLE CHAUVIN**

The Affiant, after having been first duly sworn, deposes and states as follows:

- 1) My name is Carole Chauvin and I am employed by the Office of Regulatory Staff ("ORS") as a Program Specialist for the Transportation Department.
- 2) My office is located at 1401 Main Street, Suite 900, Columbia, South Carolina, 29201.
- 3) My duties and responsibilities as a Program Specialist for ORS include serving as custodian of records for business filings associated with motor vehicle carriers subject to the jurisdiction of the Public Service Commission ("PSC").
- 4) It is the regular business practice of ORS to maintain certain business records required to be filed by motor vehicle carriers that are subject to the jurisdiction of the PSC.
- 5) As a result of my duties and responsibilities, I have knowledge of the manner in which the books and records are kept and of any books or records which are not complete or which are not on file with ORS.
- 6) On March 6, 2019, I examined the business records on file with ORS.
- 7) As a result of that examination, I attest that the License Decal Application Form(s) and appropriate license decal fee(s) as required by S.C. Code Ann. § 58-23-560 (2015) have not been filed with ORS by the following carriers as of March 6, 2019: (See attached list)

AND FURTHER THE AFFIANT SAYETH NOT.

Carole Chauvin

Carole Chauvin
Program Specialist, Transportation Department
Office of Regulatory Staff
1401 Main Street, Suite 900
Columbia, S.C. 29201

Sworn and subscribed before me
this 6th day of March, 20 19

Samuel

Notary Public for South Carolina

My Commission Expires: 10/16/2027